



7-14-04

RCE  
\$3128  
61Patent  
Attorney Docket No. 032004-005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of

Rainer K. Schmid

Group Art Unit: 3728

Application No.: 09/827,933

Examiner: JILA M MOHANDESI

Filing Date: April 9, 2001

Confirmation No.: 6673

Title: IMPROVED ENERGY RETURN SOLE FOR FOOTWEAR

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JUL 19 2004

## AMENDMENT/REPLY TRANSMITTAL

TECHNOLOGY CENTER R3700

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The following extension of time is requested to: respond to the Office Action dated March 11, 2004

one month to 07/11/04 (a Sunday) ☒ \$55.00 (2251) ☐ \$110.00 (1251)

- ☐ The shortened statutory period has been reset by an Advisory Action dated \_\_\_\_\_.
- ☒ An extension fee in the amount of \$ 55.00 is enclosed.
- ☐ Charge \_\_\_\_\_ to Deposit Account No. 02-4800.
- ☐ Charge \_\_\_\_\_ to credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER &amp; MATHIS, L.L.P.

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(650) 622-2300By 76 m. 2  
Kirk M. Nuzum  
Registration No. 38,983Date: July 12, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

"Express Mail" Mailing Label No.: EV 346845109 US Date of Deposit: July 12, 2004

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55.00 GPRon Cada  
Typed Name:

BURNS DOANE

BURNS DOANE SWECKER & MATHIS LLP  
INTELLECTUAL PROPERTY LAW

PETITION FOR EXTENSION OF TIME

(4/04)



Patent  
Attorney Docket No. 032004-005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Amendment

In re Patent Application of

Rainer K. Schmid

Application No.: 09/827,933

Filing Date: April 9, 2001

Title: IMPROVED ENERGY RETURN SOLE FOR FOOTWEAR

Group Art Unit: 3728

Examiner: JILA M MOHANDESI

Confirmation No.: 6673

AMENDMENT/REPLY TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

☒ A Petition for Extension of Time is also enclosed.

☐ Terminal Disclaimer(s) and the ☐ \$55.00 (2814) ☐ \$110.00 (1814) fee per  
Disclaimer due under 37 C.F.R. § 1.20(d) are also enclosed.

☒ Also enclosed is/are Amendment

☒ Small entity status is hereby claimed.

☒ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the  
☒ \$385.00 (2801) ☐ \$770.00 (1801) fee due under 37 C.F.R. § 1.17(e).

☐ Applicant(s) requests that any previously unentered after final amendments not be entered.  
Continued examination is requested based on the enclosed documents identified above.

☐ Applicant(s) previously submitted \_\_\_\_\_

on \_\_\_\_\_,  
for which continued examination is requested.

☐ Applicant(s) requests suspension of action by the Office until at least \_\_\_\_\_,  
which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R.  
§ 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.

☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also  
enclosed.

- ☒ No additional claim fee is required.
- ☐ An additional claim fee is required, and is calculated as shown below.

AMENDED CLAIMS					
	No. of Claims	Highest No. of Claims Previously Paid For	Extra Claims	Rate	Additional Fee
Total Claims	31	MINUS 36 =	0	x \$18.00 (1202) =	\$ 0.00
Independent Claims	3	MINUS 4 =	0	x \$86.00 (1201) =	\$ 0.00
If Amendment adds multiple dependent claims, add \$290.00 (1203)					
Total Claim Amendment Fee					\$ 0.00
<input checked="" type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Claim Amendment Fee					\$ 0.00
TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT					\$ 0.00

- ☒ A check in the amount of \$ 385.00 is enclosed for the fee due.
- ☐ Charge \_\_\_\_\_ to Deposit Account No. 02-4800.
- ☐ Charge \_\_\_\_\_ to credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

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Ron Cada  
Ron Cada  
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